

AO 440 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT

NORTHERN

District of

CALIFORNIA

CATHOLIC HEALTHCARE WEST

V.

KONINKLIJKE AHOLD N.V.; U.S.
FOODSERVICE, INC.; GORDON REDGATE;
and BRADY SCHOFIELD

SUMMONS IN A CIVIL ACTION

C 07 4242
CASE NUMBER:

E-filed
SEP - 1 2007
RICHARD W. WIEKING,
CLERK, U.S. DISTRICT COURT,
NORTHERN DISTRICT OF CALIFORNIA,
OAKLAND, CALIFORNIA

CW

TO: (Name and address of Defendant)

U.S. FOODSERVICE, INC.
CORPORATION SERVICE COMPANY
2711 CENTERVILLE ROAD, SUITE 400
WILMINGTON, DE 19808

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

STEVEN KAUFHOLD
AKIN GUMP STRAUSS HAUER & FELD LLP
580 CALIFORNIA, 15TH FLOOR
SAN FRANCISCO, CALIFORNIA 94104-1036

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

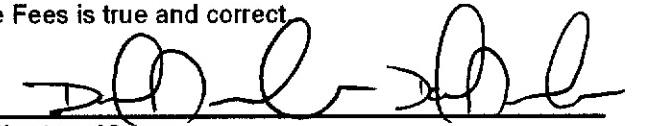
CLERK OF COURT

Helen L. Almada

AUG 17 2007

DATE

RETURN OF SERVICE

| | | |
|---|---|-------|
| Service of the Summons and Complaint was made by me ¹ | DATE August 21, 2007 at 3:01 p.m. | |
| NAME OF SERVER (PRINT) Daniel Newcomb | TITLE Process Server | |
| Check one box below to indicate appropriate method of service | | |
| <input type="checkbox"/> Served personally upon the defendant. Place where served: _____ | | |
| <input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: _____ | | |
| <input type="checkbox"/> Returned unexecuted: _____ | | |
| <input checked="" type="checkbox"/> Other (specify): Service on U.S. Foodservice, Inc., was effectuated by serving Mary Drummond, Managing Agent duly authorized to accept service. Service was made at Corporation Service Company, 2711 Centerville Rd., Suite 400, Wilmington, DE 19808. | | |
| STATEMENT OF SERVICE FEES | | |
| TRAVEL | SERVICES | TOTAL |
| DECLARATION OF SERVER | | |
| I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct. | | |
| Executed on <u>August 30, 2007</u> Date |  Signature of Server | |
| 2000 Pennsylvania Ave. # 207, Wilmington, DE 19806 Address of Server | | |

¹ As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.